



Remarks

Applicants respectfully request that the Office consider the following supplemental remarks in addition to the remarks set forth in Applicants Amendment and Reply filed October 23, 2006.

Based on the following remarks, Applicants respectfully request that the Examiner reconsider all outstanding objections and rejections and that they be withdrawn.

Status of the Claims

In the Office Action dated June 22, 2006, the Office indicated the scope of the elected subject matter. OA at page 4-5. Applicants respectfully submit that the Office was in error in indicating that when m and n are 1, B can be -OC(=O). *Id.* In fact, paragraph (c) of claim 1 recites that when m = 1 and n = 1, B may not be -OC(=O). Correction is respectfully requested.

Rejections under 35 U.S.C. § 102

The rejection of claims 1 and 2 under 35 U.S.C. 102(b) as allegedly being anticipated by U.S. Patent No. 3,100,775 to Kurt J. Rorig ("Rorig") is respectfully traversed.

The Office states that Rorig discloses a compound that reads on the instant claims (1-benzyl- α -phenyl-4-piperidinemethyl 3,4,5-trimethoxybenzoate hydrobromide (Rorig, Example 30, column 14, lines 55-65)). OA at page 7. Applicants respectfully disagree. It is respectfully submitted that the present claims do not read on the compound in Rorig cited by the Office.

As indicated above, when $m = 1$ and $n = 1$ (as is the case in the presently examined subgenus), B may not equal $-OC(=O)$. In contrast, $B = -OC(=O)$ in the Rorig compound cited by the Office. Rorig therefore does not anticipate the claims of the present invention.

Withdrawal of the rejection under 35 U.S.C. 102(b) is therefore respectfully requested.

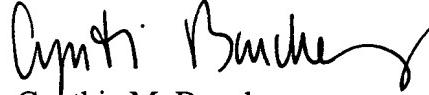
Conclusion

All of the stated grounds of objection and rejection have been properly traversed, accommodated, or rendered moot. Applicants therefore respectfully request that the Examiner reconsider all presently outstanding objections and rejections and that they be withdrawn. Applicants believe that a full and complete reply has been made to the outstanding Office Action and, as such, the present application is in condition for allowance. If the Examiner believes, for any reason, that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at the number provided.

Prompt and favorable consideration of this Amendment and Reply is respectfully requested.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Cynthia M. Bouchez
Attorney for Applicants
Registration No. 47,438

Date: Nov. 8, 2006

1100 New York Avenue, N.W.
Washington, D.C. 20005-3934
(202) 371-2600

604028_1.DOC